

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Scott Trees)
Serial No.: 09/817,449) Group Art Unit: 1661
Filed: March 26, 2001) Examiner: S. McCormick
For: Interspecific *Lobelia* Plant)

Commissioner For Patents
Washington, D.C. 20231

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AMENDMENT

TECH CENTER 1600/2900

Sir:

This Amendment is being submitted in response to the Office Action dated May 21, 2002 in connection with the above-identified application.

IN THE CLAIMS:

Please amend claims 1, 4-5 and 11-12 as follows:

A'
Claim 1. (Amended). A method of producing an interspecific *Lobelia* plant, the method comprising the steps of:

- crossing a *Lobelia erinus* with a *Lobelia valida*;
- recovering the resulting F₁ hybrid interspecific *Lobelia* seed;
- planting the F₁ hybrid interspecific *Lobelia* seed and growing into plants; and
- selecting an interspecific *Lobelia* plant.

A²
Claim 4. (Amended). An interspecific *Lobelia* plant produced by the method of claim 1 having a semi-trailing habit.

Claim 5. (Amended). The interspecific *Lobelia* plant of claim 4 wherein said plant is BFP-100.

A³
Claim 11. (Amended). An interspecific *Lobelia* plant having a semi-trailing habit and produced by a method comprising the steps of:

- A 3
- a. crossing a *Lobelia erinus* with a *Lobelia valida*;
 - b. recovering the resulting F₁ hybrid interspecific *Lobelia* seed;
 - c. planting the F₁ hybrid interspecific *Lobelia* seed and growing into plants; and
 - d. selecting an interspecific *Lobelia* plant having a semi-trailing habit.

~~MSI~~ Claim 12. (Amended). The interspecific *Lobelia* plant of claims 11 wherein said plant is
BFP-100.

CERTIFICATE OF MAILING

I hereby certify that this amendment is being hand delivered to the Commissioner of Patents, 1911 South Clark Place, Crystall Mall One, 7th Floor Receptionist Area, Arlington, Virginia 22202 on August 20, 2002.

Samchay Chinyavong